

Jeremy Pasternak, State Bar No. 181618  
jdp@pasternaklaw.com  
Deanna Maxfield, State Bar No. 291913  
dm@pasternaklaw.com  
**LAW OFFICES OF JEREMY PASTERNAK**  
354 Pine Street, 5th Floor  
San Francisco, California 94104  
Tel: (415) 376-1710  
Fax: (415) 693-0393

Joshua Konecky, SBN 182897  
jkonecky@schneiderwallace.com  
Leslie L. Joyner, SBN262705  
ljoyner@schneiderwallace.com  
Nathan Piller, SBN 300569  
npiller@schneiderwallace.com

**SCHNEIDER WALLACE COTTRELL  
KONECKY LLP**  
2000 Powell Street, Suite 1400  
San Francisco, California 94104  
Telephone: (415) 421-7100  
Facsimile: (415) 421-7105

*Attorneys for Plaintiffs*

*Additional Counsel Listed on Next Page*

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA

HERMAN OVERPECK, KEVIN STERLING,  
and SHANNON SOBASZCIEWICZ,  
individually and on behalf of all other similarly  
situated, and as a proxy of the State of California  
on behalf of aggrieved employees,

Plaintiffs,

vs.

FEDEX CORPORATION; FEDEX GROUND  
PACKAGE SYSTEM, INC.; BONDZ, INC.;  
G2 LOGISTICS, INC.; DOURADO  
TRANSPORT INC.; DANE LOGISTICS,  
INC.; SMART CHOICE ENTERPRISE;  
SOU MIR INC.; TURNER HOLDINGS; TSS  
MANAGEMENT, INC.; A.D. SOSA  
INCORPORATED; MRD TRANSPORTS,  
INC.; JJ&L TRUCKING INC.,

Defendants.

Case No. 4:18-cv-07553-PJH

**JOINT STIPULATION REGARDING  
FURTHER BRIEFING ON MJOP BY  
DEFENDANT BONDZ, INC.;  
ORDER**

Brandy T. Cody, State Bar No. 196923  
Email: bcody@fisherphillips.com  
Christopher M. Ahearn, State Bar No. 239089  
Email: cahearn@fisherphillips.com  
Sean F. Daley, State Bar No. 272493  
Email: sdaley@fisherphillips.com  
**FISHER & PHILLIPS LLP**  
2050 Main St., Suite 1000  
Irvine, California 92614  
Telephone (949) 851-2424  
Facsimile (949) 851-0152

*Attorneys for Defendant FedEx Ground Package System, Inc.*

Barak J. Babcock  
Stephanie A. Stroup  
**FEDERAL EXPRESS CORPORATION**  
3620 Hacks Cross Road, Building B – 3<sup>rd</sup> Floor  
Memphis, TN 38125  
Ph: (901) 434-8523  
Fx: (901) 492-9930  
Email: barak.babcock@fedex.com  
Email: sastroup@fedex.com

*Attorneys for Defendant FedEx Corporation*

**SHEPPARD, MULLIN, RICHTER & HAMPTON LLP**  
Morgan P. Forsey, Cal Bar No. 241207  
Lucky Mainz, Cal. Bar No. 260632  
Peter Y. Lee, Cal. Bar No. 318853  
Four Embarcadero Center, 17th Floor  
San Francisco, California 94111  
Telephone: 415-434-9100  
Facsimile: 415-434-3947  
Email: mforsey@sheppardmullin.com  
Email: lmeinz@sheppardmullin.com  
Email: plee@sheppardmullin.com

Nora K. Stilestein, Cal. Bar No. 280692  
Y. Douglas Yang, Cal. Bar No. 307550  
333 South Hope Street, 43rd Floor  
Los Angeles, California 90071-1422  
Telephone: 213.620.1780  
Facsimile: 213.620.1398  
Email: nstilestein@sheppardmullin.com  
Email: dyang@sheppardmullin.com

*Attorney for Defendant Bondz, Inc.*

1 Plaintiffs Herman Overpeck, Kevin Sterling, and Shannon Sobaszewicz (hereinafter  
2 collectively, "Plaintiffs"), and Defendants FedEx Ground Package System, Inc. (hereinafter,  
3 "FedEx Ground"), FedEx Corporation, and Bondz, Inc. (hereinafter, "Bondz") (hereinafter  
4 collectively, the "Parties") hereby stipulate as follows pursuant to Rule 7-12 of the Civil Local  
5 Rules of this Court.

6 On November 25, 2020, Bondz filed a motion for judgment on the pleadings (ECF No.  
7 197) (hereinafter, the "MJOP"). A hearing is currently set for December 30, 2020.

8 Defendants FedEx Ground and FedEx Corporation wish to oppose this motion, including  
9 on the ground that the Court has already deemed Bondz, Inc. to be a necessary party pursuant to  
10 Rule 19 of the Federal Rules of Civil Procedure, pursuant to a motion by FedEx Ground.

11 Oppositions to the MJOP are currently due December 9, 2020, and replies are due  
12 December 16, 2020. But, due to the fact that the MJOP was filed immediately prior to the  
13 Thanksgiving holiday, the Parties stipulate that some additional time should be provided for  
14 oppositions and replies.

15 The Parties stipulate that FedEx Ground and/or FedEx Corporation should be permitted  
16 to file and serve an opposition to the MJOP by December 11, 2020. Should FedEx Ground file  
17 its own opposition and should FedEx Corporation wish to join in such opposition, FedEx  
18 Corporation may do so by December 14, 2020 by filing a statement of joinder unaccompanied  
19 by any briefing.

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1 The Parties further stipulate that in light of the extension of time FedEx Ground and  
2 FedEx Corporation would be afforded to file an Opposition, Bondz, Inc. and the Plaintiffs should  
3 be permitted to file a reply to any such opposition, by December 21, 2020.

4 **IT IS SO JOINTLY STIPULATED.**

5 Respectfully submitted,

6  
7 Dated: December 7, 2020

**SCHNEIDER WALLACE COTTRELL  
KONECKY LLP**

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10 By: /s/ Nathan Piller  
11 NATHAN PILLER  
Attorneys for Plaintiffs

12 Dated: December 7, 2020

**FISHER PHILLIPS LLP**

13  
14 By: /s/ Christopher M. Ahearn  
15 CHRISTOPHER M. AHEARN  
16 Attorneys for Defendant FedEx Ground Package  
System, Inc.

**FEDEX CORPORATION**

17  
18 Dated: December 7, 2020

19 By: /s/ Barak J. Babcock  
20 Barak J. Babcock  
Stephanie A. Stroup  
Attorney for Defendant FedEx Corporation

21  
22 Dated: December 7, 2020

**SHEPPARD, MULLIN, RICHTER &  
HAMPTON LLP**

23  
24 By: /s/ Y. Douglas Yang  
25 Morgan P. Forsey  
26 Lucky Mainz  
27 Peter Lee  
28 Nora K. Stilestein  
Y. Douglas Yang  
Attorneys for Defendant Bondz, Inc.

**DECLARATION OF CONSENT**

Pursuant to Local Rule 5-1(i)(3) regarding signatures, I attest under penalty of perjury that concurrence in the filing of the document has been obtained from each of the other Signatories.

DATED: December 7, 2020

/s/ Christopher M. Ahearn

CHRISTOPHER M. AHEARN

**ORDER**

Based on the Parties' stipulation, and good cause appearing therefor, IT IS ORDERED that:

Defendants FedEx Ground and/or FedEx Corporation may file an opposition to the Motion for Judgment on the Pleadings filed by Defendant Bondz, Inc. on November 25, 2020 (ECF No. 197), on or before December 11, 2020. Should FedEx Ground file its own opposition and should FedEx Corporation wish to join in such opposition, FedEx Corporation may do so by December 14, 2020 by filing a statement of joinder unaccompanied by any briefing.

In light of the extension of time FedEx Ground and FedEx Corporation are hereby afforded to file an Opposition, Bondz, Inc. and the Plaintiffs may file and serve a reply to any such opposition, on or before December 21, 2020.

IT IS SO ORDERED.

DATED: 12/11/2020

